

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STEEL, PAPER AND )  
FORESTRY, RUBBER, )  
MANUFACTURING, ENERGY, ALLIED )  
INDUSTRIAL AND SERVICE )  
WORKERS INTERNATIONAL UNION )  
AFL-CIO-CLC, PENNSYLVANIA )  
HEAVY & HIGHWAY CONTRACTORS )  
WELFARE FUND, PENNSYLVANIA )  
HEAVY & HIGHWAY CONTRACTORS )  
PENSION FUND, PENNSYLVANIA )  
HEAVY & HIGHWAY CONTRACTORS )  
APPRENTICESHIP FUND, MARK A. )  
CUMMINGS, TRUSTEE )

Plaintiffs, )

v. )

WHISTLER CONSTRUCTION )  
COMPANY, )

Defendant. )

CASE NO. 05-1710

**FILED**  
**HARRISBURG**  
**MAR 29 2006**

MARY E. DIANDREA, CLERK  
Per MW Deputy Clerk

**ORDER OF COURT**

AND NOW, this 29 day of March, 2006, upon review of the  
Notice of Dismissal Pursuant to Federal Rule of Civil Procedure 41(a)(1), filed by the parties, the  
instant matter, including all counterclaims (if any), is DISMISSED.



J.